

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 2427 – HB 2586

March 2, 2018

SUMMARY OF ORIGINAL BILL: Decreases, from 500 feet to 150 meters, the maximum distance from a funeral or burial required for a person to commit the offense of interfering with a funeral or burial.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENTS (013411, 014093): Amendment 013411 deletes all language after the enacting clause. Reduces the penalty for the offense of carrying a handgun without a permit with the intent to go armed to a Class C misdemeanor with a \$250 fine for first offenses.

Amendment 014093 specifies that a law enforcement officer is authorized to confiscate ammunition from a handgun upon the first violation of a person committing the offense of carrying a handgun without a permit with the intent to go armed.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Under current law, pursuant to Tenn. Code Ann. § 39-17-1307(a), the first offense of carrying a firearm or club without a permit with the intent to go armed is a Class C misdemeanor punishable by not more than 30 days in jail and may be punished by a fine not to exceed \$500. It is reasonably assumed that an average fine of \$250 is being assessed and collected under current law as local revenue for violations of Tenn. Code Ann. § 39-17-1307(a).
- As such, any local fiscal impact resulting from setting the fine for such offenses at \$250 is estimated to be not significant.

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- This analysis assumes current Class C misdemeanor convictions are being punished by fine only; therefore, any impact to the local jail system is estimated to be not significant.
- The courts, district attorneys, and public defenders will not experience an increase in caseloads as these offenses are being charged under current law. Any impact to the court system is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/amj